NOV 1 0 2005

SAS:dv

178-67426-01 303799 11/10/05

KLARQUIST SPARKMAN, LLP

16th Floor World Trade Center, 121 S.W. Salmon Street, Portland, Oregon 97204 U.S.A. PHONE: 503-226-7391 FAX: 503-228-9446

TO: Office of Initial Patent Examination's Filing Receipt Corrections

Fax No.:

571-273-8800

Total No. Pages: 3 including this cover sheet

This is a Second Request for Corrected Filing Receipt. Applicants received a filing receipt dated August 16, 2004, with an error in the Domestic Priority data as claimed by applicant. The filing date of U.S. Application Number 10/276,524 has been omitted. For easy reference, the filing date has been marked on the attached copy of the filing receipt. Please add the filing date and issue a corrected filing

If you do not receive all pages or if you have problems receiving transmittal, please call Dawn Vogt at (503) 226-7391.

In re application of: Wong et al.

Application No. 10/779,597 Filed: February 12, 2004

Confirmation No. 8202

JAPANESE MACAQUE HERPESVIRUS NUCLEIC ACID SEQUENCES AND

THEIR USE

Examiner: Not yet assigned

Art Unit: 1645

Attorney Reference No. 178-67426-01

Date Transmitted

shown below.

Agent for Applicant(s)

November 10, 2005 Date

MEZIN Allpert Siegel, Ph. D Registration No. 43,121

cc: Docketing

BEST AVAILABLE COPY

CERTIFICATE OF FACSIMILE

I hereby certify that this paper and the documents referred to

November 10, 2005

as being attached or enclosed hercusic are being facsimile transmitted to fax number 571-273-830 on the date

THE INFORMATION CONTAINED IN THIS TRANSMISSION IS CONFIDENTIAL AND ONLY FOR THE INTENDED RECIPIENT IDENTIFIED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION OR USE OF THIS COMMUNICATION IS UNLAWFUL. IF YOU HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE (COLLECT), RETURN THE ORIGINAL MESSAGE TO US, AND RETAIN NO COPY.



## UNITED STATES PATENT AND TRADEMARK OFFICE

JAS

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Traditional Office.
Administration of Traditional Office.
10: 164 1-50
About 20 Marganita 2010-1450

		FILING OR 371		With California				•
^	PPL NO.	(c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/	779,597	02/12/2004	1645	493	178-67426	<del></del>	32	2

**CONFIRMATION NO. 8202** 

FILING RECEIPT

\*OCO00000013543103\*

24197 KLARQUIST SPARKMAN, LLP 121 SW SALMON STREET SUITE 1600 PORTLAND, OR 97204

PREVIOUSLY DOUNCTED

Date Mailed: 08/16/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if

Applicant(s)

Scott W. Wong, Beaverton, OR; Michael K. Axthelm, Hillsboro, OR; Scott G. Hansen, Hillsboro, OR;

BEST AVAILABLE COPY

Assignment For Published Patent Application

Oregon Health & Science University;

Domestic Priority data as claimed by applicant

This application is a CIP of 10/276,524 11/13/2002 which is a 371 of PCT/US01/16274 05/17/2001 which claims benefit of 60/205,652 05/18/2000

Foreign Applications

If Required, Foreign Filing License Granted: 08/14/2004

Projected Publication Date: 11/25/2004

Non-Publication Request: No

Early Publication Request: No

.....

<u>@</u>003

\*\* SMALL ENTITY \*\*

Title

Japanese macaque herpesvirus nucleic acid and polypeptide sequences and their use

**Preliminary Class** 

435

BEST AVAILABLE COPY

## LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

## GRANTED

The applicant has been granted a license under 35 U.S.C. 184, If the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (i)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

## **NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application end the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).